

EXHIBIT C

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

**DUSTI THOMPSON, Individually,
On Behalf of the Estate of Scott
Thompson, Deceased, and on behalf of
All Wrongful Death Beneficiaries** §
§
§
§
§

Plaintiff

vs.

**WING ENTERPRISES, INC., d/b/a
LITTLE GIANT LADDERS, and
HAROLD ARTHUR WING** §
§
§
§
§

Defendants §

CIVIL ACTION NO. 3:20-cv-2170-L

JURY DEMANDED

PLAINTIFF'S EXHIBIT LIST

Plaintiff Dusti Thompson, Individually, On Behalf of the Estate of Scott Thompson, Deceased, and on Behalf of All Wrongful Death Beneficiaries (“Plaintiff”) serves her Trial Exhibit List as follows:

EXH NO.	DESCRIPTION	BATES NO.	STIPULATE	OBJECTION	ADMIT	DENIED
1	Photographs of scene and ladder immediately following incident					
2	Photographs of inspection of scene					
3	Incident report from DFR dated 12.29.19					
4	Rock Lock Keyhole drawing	WE000100				
5	Rocker Base, Cast Aluminum rock lock drawing	WE000099				
6	Material spec sheets written in Chinese	WE000142 – WE000179				

EXH NO.	DESCRIPTION	BATES NO.	STIPULATE	OBJECTION	ADMIT	DENIED
7	Depo Notice					
8	E-mail between counsel regarding Russell being 30b6 rep					
9	E-mail from Ben Cook to Kathy Patton regarding Rev to outer weld fab drawings	WE063202				
10	Outer half weld fab drawing Extreme 22	WE000019				
11	Specifications, weld wire	WE006386				
12	Wing's First Amended Response to Plaintiff's 4 th RFP					
13	Warning labels					
14	Quality Assurance Procedures – QC China Final Inspection Check Sheet Procedure	WE006353 – WE006385				
15	Final inspection check sheet	WE000153 – WE000161				
16	Extreme weld test records – written in Chinese	WE006439 – WE006457				
17	Warranty claims information regarding bad welds on ladder	Various				
18	E-mail from Scott Patton with talking points for Zcal and photos	WE054367 – WE054370				
19	E-mail from Scott Patton to Zcal team regarding DMR for 8 ladders returned for quality issues	WE065518 – WE065540				
20	Incident Report with photographs of broken weld	WE006387 – WE006398				
21	Incident Report with photographs	WE013460 – WE013465				
22	Incident report regarding weld snap at stabilizer piece with photographs	WE013660 – WE013661				

EXH NO.	DESCRIPTION	BATES NO.	STIPULATE	OBJECTION	ADMIT	DENIED
23	Discrepant Material Report with QA inspector finding 114 different issues	WE013863 – WE013865				
24	Photographs of weld breaks	WE001971 – WE001975				
25	Magnification photographs of TR brace weld					
26	Warranty claims spreadsheet	WE006428 – WE006431				
27	RMA spreadsheet	WE006432 – WE006438				
28	Billing for Little Giant regarding Welder Quals					
29	Electronic account Invoices from QTI for welder qualification tests					
30	QTI welder qualification documents					
31	Billing documents for welder qual					
32	Electronic account invoices from QTI					
33	QTI – Welder qualification test record					
34	QTI – Welder qualification test record					
35	ANSI Structural Welding Code - Aluminum					
36	ANSI – Guide for the Visual Examination of Welds					
37	Photograph of example weld					
38	Photograph of example weld					
39	Photograph of example weld					

EXH NO.	DESCRIPTION	BATES NO.	STIPULATE	OBJECTION	ADMIT	DENIED
40	Photograph of example weld					
41	Photograph of example weld					
42	Photograph of example weld					
43	Photograph of example weld					
44	Photograph of example weld					
45	Photograph of example weld					
46	Photograph of example weld					
47	Photograph of example weld					
48	Photograph of example weld					
49	Photograph of example weld					
50	Photograph of example weld					
51	Little Giant ladder weld instructions drawings	WE000019 WE000039 WE000040				
52	Drawing of rock lock 2.1 or 2.0					
53	Correspondence from Carlos regarding documents reviewed by the witness					
54	Drawing of ladder with weld fab, outer assembly Xtreme 22	WE008790 – WE008791				
55	CPSC Monthly Progress Report for Corrective Action Plans	WE006630				
56	Correspondence from US Consumer Product Safety Commission to Paul Junius	WE006458 – WE006462				

EXH NO.	DESCRIPTION	BATES NO.	STIPULATE	OBJECTION	ADMIT	DENIED
57	Discrepant Material Report	WE084113 – WE084114				
58	E-mail from Scott Patton dated 7.28.16 regarding photographs for Zcal discussion	WE054367				
59	Photographs of weld break	WE054369				
60	Rock Lock Recall Customer Question and Answer Script	WE006595 – WE006597				
61	Full Report of Wing Enterprises, Inc.	WE006488 – WE006498				
62	Discrepant Material Report	WE002967 –				
63	Depo Notice					
64	Wayback Machine “About Little Giant Ladders”					
65	Quality Manual for Wing	WE000266 – WE000296				
66	Registration Certificate for Suzhou Zhongchuang Alum Products Co.					
67	Wing – Final Inspection Check Sheet	WE000153 – WE000161				
68	Wing – Quality Assurance Procedures 21.0	WE093833 – WE093837				
69	Quality Assurance Procedures – QC China Final Inspection Check Sheet Procedure 35.0	WE006353 – WE006385				
70	Full Report of Wing Enterprises, Inc. – CPSA	WE006488 – WE006498				
71	Agenda for call with Bini	WE026758				
72	List of date codes not produced to the public	WE026776 – WE026777				

EXH NO.	DESCRIPTION	BATES NO.	STIPULATE	OBJECTION	ADMIT	DENIED
73	Ladder drawing for Velocity weld fab outer half assembly	WE006535 WE000019				
74	Full report of Wing to CPSC for 2012 recall					
75	E-mail from Scott patton dated 10.1.12 regarding China QA Skupe updates	WE090717 – WE090718				
76	E-mail from Scott Patton regarding replacement of 2 Rock Locks on 2 Xtreme ladders built at Zcal because detent ball is out of spec	WE013909				
77	Excerpts of Brian Russell depo from 11.8.21	Various				
78	Warranty claims – old system	Various				
79	Little Giant Warranty Form	WE004782 – WE004789				
80	E-mail from Scott Patton regarding problems with shipment and request for change from black marked "X" to tags	WE083953 – WE083954				
81	E-mail from Scott Patton regarding proper tooling vs. operator controlled	WE013918				
82	E-mail from Scott Patton regarding quality assurance regarding hinges fully locking in A-frame, extension and storage positions	WE091845				
83	E-mail from Kathy Patton regarding copies of M22 drawings	WE065263 – WE065268				
84	E-mail from Scott Patton dated May 11, 2016 regarding black grease on ladders	WE090714				
85	E-mail from Scott Patton dated 7.28.16 regarding talking points for Zcal and photos	WE054367 – WE054370				
86	E-mail from Scott Patton dated 7.29.16 with talking points for Zcal and photos	WE090987 – WE090993				
87	E-mail from Scott Patton regarding the test report for the Revolution Type 1A and passing so the Amazon order can be	WE084080 – WE084082				

EXH NO.	DESCRIPTION	BATES NO.	STIPULATE	OBJECTION	ADMIT	DENIED
	produced					
88	Discrepant Material Report regarding channel being too soft	WE084113 – WE084116				
89	Discrepant Material Report regarding rock locks not locking because the aluminum base pieces are bent	WE013979 – WE013980				
90	E-mail from Art Wing regarding Team ZCAL not meeting the Helium deadline and the ladder quality not being perfect	WE084116 – WE084120				
91	Discrepant Material Report regarding Rock Lock Bases being bent on 2 ladders	WE013981 – WE013983				
92	E-mail from Art Wing regarding challenges to freight and order on 5 foot Flip n Lites	WE091839 – WE013984				
93	E-mail from Jeff Dinsdale regarding Round Leg Brace and certification for samples	WE071424 – WE071426				
94	E-mail from Scott Patton regarding Final Inspection Check Sheets	WE091297 – WE091299				
95	E-mail from Arthur Wing regarding his January visit in China and the recall they will be doing	WE091840				
96	E-mail from Arthur Wing regarding ladder changes	WE019972 – WE019976				
97	E-mail from Scott Patton regarding DMR#009-17 and 8 ladders returned	WE093420 – WE093421				
98	Discrepant Material Report regarding ladders returned by customer	WE091074				
99	E-mail from Julia Huang regarding DMR#009-17	WE091061 – WE091073				
100	E-mail from Scott Patton to Julia regarding plans for correction	WE093500 – WE093502				
101	E-mail from Scott Patton regarding Zcal Welder test certifications	Various				

EXH NO.	DESCRIPTION	BATES NO.	STIPULATE	OBJECTION	ADMIT	DENIED
102	E-mail response from Scott Patton regarding names of the welders being ZCAL and PICA	WE093516 – WE093517				
103	E-mail from Scott Patton regarding quality issues	WE090786 – WE090806				
104	E-mail from Helen Xu regretting customer complaints	WE091075 – WE091077				
105	Quality Assurance Procedures version 1.0	WE006399 – WE006403				
106	Risk Retention Services Claim Detail Report as of 12.1.09					
107	Drawing of outer half assembly, Xtreme M17	WE059776				
108	Drawing of Outer half, weld fab, Xtreme M17	WE059777				
109	Drawing of pin rock lock	WE059801				
110	Drawing of extrusion, outer channel, revolution	WE059817				
111	E-mail from Kathy Patton dated 1.21.14 regarding updated outer half weld fab drawings	WE053740				
112	Little Giant Press Release					
113	Ryan Crawford Linked-In page					
114	Sean Peterson Linked-In page					
115	Sample testing results	WE091532 & WE000101				
116	Drawing of pin rock lock	Various				
117	E-mail from Scott Patton dated 2.1.16 regarding Zcal DMR#005-16	WE091825				

EXH NO.	DESCRIPTION	BATES NO.	STIPULATE	OBJECTION	ADMIT	DENIED
118	E-mail from Scott Patton dated 2.2.16 regarding DMR 007-16	WE091826 – WE091831				
119	E-mail from Jeff Dinsdale dated 6.1.16 regarding Sapa Phoenix DMR#062-16	WE070289 – WE070292				
120	E-mail from Scott Patton dated 7.14.16 regarding Zcal DMR #086-16 mis-punched holes	WE070946 – WE070951				
121	E-mail from Scott Patton dated 7.21.16 regarding DMR# 091-16	WE071181 – WE071184				
122	E-mail from Scott Patton dated 7.28.16 regarding Zcal QA Items	WE071190 – WE071193				
123	E-mail from Scott Patton dated 8.17.16 regarding DMR#097-16	WE071386 – WE071389				
124	Drawing of inner rung revolution	Various				
125	E-mail from Scott Patton dated 9.15.16 regarding Zcal DMR #112-16	WE071411 – WE071418				
126	E-mail from Jeff Dinsale dated 10.12.16 regarding round leg brace	WE071424 – WE071425				
127	E-mail from Curtis Walker dated 2.16.17 regarding Zcal DMR 018-17 Xtreme M22 w-ratchets 12322-801	WE057031 – WE057032				
128	E-mail from Scott Patton dated 3.1.17 regarding DMR#029-17	WE073145 – WE073152				
129	E-mail from Colleen March dated 4.3.17 regarding Sapa PHX DMR 028-17 Extrusion 53847	WE073492 – WE073493				
130	E-mail from Colleen March dated 4.3.17 regarding Sapa PHX DMR 028-17 Extrusion 53847	WE073492 – WE073498				
131	E-mail from Scott Patton dated 11.1.17 regarding weld inspections	WE044404 – WE044409				
132	E-mail from Scott Patton dated 11.13.17 regarding weld inspections	WE044410 – WE044415				
133	E-mail from Sean Peterson dated 6.15.11 regarding shortened rock lock pin	WE091782				

EXH NO.	DESCRIPTION	BATES NO.	STIPULATE	OBJECTION	ADMIT	DENIED
134	E-mail from Timothy dated 6.15.11 regarding new extrusions	WE091753 – WE091754				
135	E-mail from Scott Patton dated 9.25.14 regarding DMR#056-14	WE013909				
136	Photographs of Thompson family	Thompson000541 Thompson000560				
137	Photographs at scene on day of accident					
138	Ladder brochure	WE000180 – WE000237				
139	Dusti Thompson Facebook Posts	THOMPSON001680 – THOMPSON001700				
140	Discrepant Material Report dated 3.17.15	WE083830				
141	Discrepant Material Report dated 8.19.15	WE083959				
142	Discrepant Material Report dated 8.21.15	WE013937				
143	Discrepant Material Report dated 11.23.15	WE083991				
144	Discrepant Material Report dated 6.1.16	WE070292				
145	Discrepant Material Report dated 7.11.16					
146	Discrepant Material Report dated 7.21.16					
147	Discrepant Material Report dated 8.4.16	WE071380 – WE071381				
148	Discrepant Material Report dated 8.4.16	WE071390 – WE071391				
149	Discrepant Material Report dated 9.14.16	WE084140 – WE084141				
150	Discrepant Material Report dated 10.28.16					

EXH NO.	DESCRIPTION	BATES NO.	STIPULATE	OBJECTION	ADMIT	DENIED
151	Discrepant Material Report dated 11.17.16					
152	Discrepant Material Report dated 11.23.16					
153	Discrepant Material Report dated 12.7.16					
154	Discrepant Material Report dated 12.27.16					
155	Discrepant Material Report dated 1.23.17	WE065541				
156	Discrepant Material Report dated 1.20.17					
157	Discrepant Material Report dated 2.10.17	WE081160				
158	Discrepant Material Report dated 2.15.17					
159	Discrepant Material Report dated 2.23.17	WE073153				
160	Discrepant Material Report dated 5.5.17					
161	Discrepant Material Report dated 7.6.17					
162	Discrepant Material Report dated 1.13.15	WE013743				
163	Discrepant Material Report dated 7.6.17	WE090788 – WE090827				
164	ANSI – Standard for Ladders – Portable Metal – Safety Requirements					
165	E-mail from Julia Huang dated 2.8.17 regarding DMR# 009-17	WE091061 – WE091077				
166	Notes regarding Suzhou visit 9.4.17 with pictures of the plant	Various				
167	Zcal 3 rd Party Inspections: audits	WE086737 – WE086776				

EXH NO.	DESCRIPTION	BATES NO.	STIPULATE	OBJECTION	ADMIT	DENIED
168	Correspondence from Little Giant dated 8.16.16 regarding Compliance of Portable Metal Ladders	WE071384 – WE071385				
169	Photographs of broken locks					
170	CV of Gerhard Fuchs					
171	CV of Dr. Daniel Foster					
172	Photographs from Dr. Foster					
173	CV of Steve Hall					
174	CV of Dr. John Meyer					
175	CV of Dr. Katy Sutton					
176	CV of Dr. Tibbs					
177	Photographs of Scott Thompson after accident	THOMPSON000561- THOMPSON000565				
178	Medical Records from Scott Thompson's treatment	THOMPSON000566 – THOMPSON001653				
179	CV of John Swiger					
180	Additional Docs Reviewed by John Meyer	Various				
181	Photographs from John Meyer's 12.13.23 Report					
182	Photographs from John Meyer's 1.30.24 Report					
183	Inspection photographs from John Meyer, ESI and alternative designs	Voluminous				
184	Rock Lock Insert Installation Instructions – Voluntary Recall	WE006507				

EXH NO.	DESCRIPTION	BATES NO.	STIPULATE	OBJECTION	ADMIT	DENIED
	Information					
185	Ladder drawings – Folder A	WE000001 – WE000141				
186	Records and inspection sheets	WE000142 – WE000179				
187	Documents from USCPS	WE0006458 – WE0006506				
188	Testing documents	WE000311 – WE000750				
189	Financial records including bank statements, tax returns, funeral records	THOMPSON 000002 – THOMPSON 000540 THOMPSON 001654 – THOMPSON 001658 THOMPSON 001701 – THOMPSON 001767				
190	Settlement Correspondence (5.5.20 & 3.2.21) including Stowers demand (1.22.24), supplemental Stowers demand (2.1.24)					
191	Certified Copy of 2013 Recall Documents	THOMPSON 001768 – THOMPSON 001943				
192 -D	Laser scan images of subject ladders and other ladders created by ESI and John Meyer					
193 - D	Images/animation illustrating loss of Rock Lock pin engagement – sources and effects					
194 - D	Images/animation illustrating Rock Lock design changes					

Respectfully submitted,

/s/ Ross Cunningham
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Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that the foregoing document has been sent this Court's ECF system to all counsel of record on this 5th day of February 2024.

/s/ Ross Cunningham
Ross Cunningham